

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
KENNEDY OF MINNESOTA, OR HIS
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 3402, AS REPORTED
OFFERED BY MR. KENNEDY OF MINNESOTA**

Page 64, after line 2, insert the following new section (and conform the table of contents accordingly):

1 **SEC. 235. ENHANCED RESIDENTIAL SUBSTANCE ABUSE**
2 **TREATMENT PROGRAM FOR STATE PRIS-**
3 **ONERS.**

4 (a) ENHANCED DRUG SCREENINGS REQUIRE-
5 MENT.—Subsection (b) of section 1902 of the Omnibus
6 Crime Control and Safe Streets Act of 1968 (42 U.S.C.
7 3796ff—1(b)) is amended to read as follows:

8 “(b) SUBSTANCE ABUSE TESTING REQUIREMENT.—
9 To be eligible to receive funds under this part, a State
10 must agree—

11 “(1) to implement or continue to require urinal-
12 ysis or other proven reliable forms of testing, includ-
13 ing both periodic and random testing—

14 “(A) of an individual before the individual
15 enters a residential substance abuse treatment
16 program and during the period in which the in-
17 dividual participates in the treatment program;
18 and



1 “(B) of an individual released from a resi-
2 dential substance abuse treatment program if
3 the individual remains in the custody of the
4 State; and

5 “(2) to require, as a condition of participation
6 in the treatment program, that such testing indicate
7 that the individual has not used a controlled sub-
8 stance for at least the three-month period prior to
9 the date the individual receives such testing to enter
10 the treatment program.”.

11 (b) AFTERCARE SERVICES REQUIREMENT.—Sub-
12 section (c) of such section is amended—

13 (1) in the matter preceding paragraph (1), by
14 striking “ELIGIBILITY FOR PREFERENCE WITH
15 AFTER CARE COMPONENT” and inserting
16 “AFTERCARE SERVICES REQUIREMENT”; and

17 (2) in paragraph (1), by striking “To be eligible
18 for a preference under this part” and inserting “To
19 be eligible to receive funds under this part”.

20 (c) PRIORITY FOR PARTNERSHIPS WITH COMMU-
21 NITY-BASED DRUG TREATMENT PROGRAMS.—Section
22 1903 of such Act (42 U.S.C. 3796ff—2) is amended by
23 adding at the end the following new subsection:

24 “(e) PRIORITY FOR PARTNERSHIPS WITH COMMU-
25 NITY-BASED DRUG TREATMENT PROGRAMS.—In consid-



1 ering an application submitted by a State under section
2 1902, the Attorney General shall give priority to an appli-
3 cation that involves a partnership between the State and
4 a community-based drug treatment program within the
5 State.”.

